

## State Water Resources Control Board

January 11, 2016

(Via email and Certified Mail)

**CERTIFIED MAIL**

**NO. 7015 1520 0001 8019 5661**

Battalion Chief Andrew Wordin  
Office of the Fire Marshal  
Fire Prevention Bureau  
200 North Main Street, 17th Floor  
Los Angeles, CA 90012  
[andrew.wordin@lacity.org](mailto:andrew.wordin@lacity.org)

**SUBJECT: FAILURE TO COMPLY; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT LOS ANGELES CITY FIRE STATION # 49, 400 EAST YACHT  
STREET, WILMINGTON**

Dear Chief Wordin:

As of the date of this letter, the State Water Resources Control Board (State Water Board) has not received a response to our November 5, 2015 Notice of Violation (NOV)(attached). You are directed to correct the ongoing violations identified in the NOV and submit compliance documentation to the State Water Board and the Los Angeles City Fire Department within ten (10) days from the date of this letter.

Please send all compliance documentation to the following:

**State Water Board**

Ms. Rebecca Green  
UST Enforcement Unit  
Office of Enforcement  
State Water Resources Control Board  
1001 I Street, 16<sup>th</sup> Floor  
Sacramento, California 95814  
[rebecca.green@waterboards.ca.gov](mailto:rebecca.green@waterboards.ca.gov)

**Local CUPA**

Mr. Aaron Mungaray  
Fire Inspector  
Los Angeles City Fire Department  
200 Main Street, Suite 1700  
Los Angeles, California 90012  
[aaron.mungaray@lacity.org](mailto:aaron.mungaray@lacity.org)

Failure to comply with this notice may result in an enforcement action by the State Water Board. The State Water Board reserves the right to bring an action against the owner and/or operator of the tank(s) in violation, or it may recommend that the Los Angeles City Fire Department pursue enforcement, or the Los Angeles City Fire Department may elect to pursue enforcement independently.

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [Amantha.Henkel@waterboards.ca.gov](mailto:Amantha.Henkel@waterboards.ca.gov).

Sincerely,



Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

Attachment: November 5, 2015 Notice of Violation

cc: *(via email only)*

Ms. Anna Olekszyk  
Acting CUPA Manager  
Los Angeles City Fire Department  
[anna.olekszyk@lacity.org](mailto:anna.olekszyk@lacity.org)

Battalion Chief Curt Klafta  
Los Angeles City Fire Department  
[curt.klafta@lacity.org](mailto:curt.klafta@lacity.org)

Captain Dan Dragotto  
Los Angeles City Fire Department  
[daniel.dragotto@lacity.org](mailto:daniel.dragotto@lacity.org)

Mr. Aaron Mungaray  
Fire Inspector  
Los Angeles City Fire Department  
[aaron.mungaray@lacity.org](mailto:aaron.mungaray@lacity.org)

Mr. Steve Hillman  
General Services Department  
City of Los Angeles  
[steve.hillman@lacity.org](mailto:steve.hillman@lacity.org)

Mr. Sean Sullivan  
General Services Department  
City of Los Angeles  
[sean.sullivan@lacity.org](mailto:sean.sullivan@lacity.org)

Mr. Joshua Muncie  
General Services Department  
City of Los Angeles  
[joshua.muncie@lacity.org](mailto:joshua.muncie@lacity.org)

**State Water Resources Control Board**

November 5, 2015

(Via email and Certified Mail)  
**CERTIFIED MAIL**  
**NO. 7015 0640 0006 0950 4339**

Chief Curt Klafta  
Underground Storage Tank Unit  
Los Angeles City Fire Department  
200 North Main Street, Suite 1700  
Los Angeles, California 90012  
[curt.klafta@lacity.org](mailto:curt.klafta@lacity.org)

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS  
LOCATED AT LOS ANGELES CITY FIRE STATION # 49, 400 EAST YACHT  
STREET, WILMINGTON**

Dear Chief Klafta:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on October 22, 2015, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and title 23, California Code of Regulations (CCR), chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	<b>Failure to Maintain Operating Permit</b> – The facility permit to operate is expired.	All	October 22, 2015	Ongoing	H&SC 25284(a)
2	<b>Failure to Maintain Facility and Tank Information (A&amp;B Forms)</b> – Tank form B in CERS has not been approved by the CUPA and was not onsite at the time of inspection. The form contains errors and needs to be updated to include: drop tube shut-off valve, strike plate if applicable, method of corrosion protection, and verify the installation date.	All	October 22, 2015	Ongoing	H&SC 25286(a); 23 CCR 2711(a)
3	<b>Failure to Maintain Monitoring Plan</b> – The monitoring plan was not onsite at the time of inspection. The document in CERS has not been approved by the CUPA. The plan contains errors and needs to be updated to include: automatic tank gauging, and edit the recordkeeping section for accuracy.	All	October 22, 2015	Ongoing	H&SC 25286(a); 23 CCR 2711(a)(9)

FELICIA MARCUS, CHAIR | THOMAS HOWARD, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | [www.waterboards.ca.gov](http://www.waterboards.ca.gov)



No.	Violation	Tank	Start Date	Stop Date	Regulation
4	<b>Failure to Submit or Update Plot Plan/Site Map</b> – The site plan in CERS is incomplete and has not been approved by the CUPA. It does not identify monitoring equipment or a scaled diagram which indicates the location of the UST systems with respect to buildings or other landmarks.	All	October 22, 2015	Ongoing	H&SC 25286(a); 23 CCR 2711(a)(8)
5	<b>Failure to Maintain Response Plan Onsite</b> – The response plan was not onsite at the time of inspection. The document in CERS has not been approved by the CUPA.	All	October 22, 2015	Ongoing	23 CCR 2712(i)
6	<b>Failure to Notify Local Agency of DO</b> – The owner statement of designated UST operator form in CERS is not signed.	All	October 22, 2015	Ongoing	23 CCR 2715(a)
7	<b>Failure to Monitor Product Piping</b> – The sensor in the unleaded sump is unable to detect a leak at the earliest opportunity because it is on the wrong side of the sump. The sensor in the diesel sump is unable to detect a leak because the test boots are on and the sensor is not at the lowest point in the sump. Sensors must be located at the lowest point in the sump, directly beneath product piping.	All	October 22, 2015	Ongoing	23 CCR 2630(d)
8	<b>Failure to Tag Monitoring Equipment</b> – The line leak detectors did not have annual monitoring certification tags.	All	October 22, 2015	Ongoing	23 CCR 2638(f), 2641(j)

**You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and the Los Angeles City Fire Department within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.**

Please send all compliance documentation to the following:

**State Water Board**

Ms. Rebecca Green  
UST Enforcement Unit  
State Water Resources Control Board  
1001 I Street, 16<sup>th</sup> Floor  
Sacramento, California 95814  
[rebecca.green@waterboards.ca.gov](mailto:rebecca.green@waterboards.ca.gov)

**Local CUPA**

Mr. Aaron Mungaray  
Fire Inspector I  
Los Angeles City Fire Department  
200 Main Street, Suite 1700  
Los Angeles, California 90012  
[aaron.mungaray@lacity.org](mailto:aaron.mungaray@lacity.org)

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at [amantha.henkel@waterboards.ca.gov](mailto:amantha.henkel@waterboards.ca.gov).

Sincerely,

A handwritten signature in blue ink, appearing to read "Amanda Henkel".

Amantha Henkel  
Senior Environmental Scientist  
UST Enforcement Unit  
**Office of Enforcement**

cc: *(via email only)*

Ms. Anna Olekszyk  
Acting CUPA Manager  
Los Angeles City Fire Department  
[anna.olekszyk@lacity.org](mailto:anna.olekszyk@lacity.org)

Captain Dan Dragotto  
Los Angeles City Fire Department  
[daniel.dragotto@lacity.org](mailto:daniel.dragotto@lacity.org)

Mr. Aaron Mungaray  
Fire Inspector I  
Los Angeles City Fire Department  
[aaron.mungaray@lacity.org](mailto:aaron.mungaray@lacity.org)

Mr. Sean Sullivan  
General Services Department  
City of Los Angeles  
[sean.sullivan@lacity.org](mailto:sean.sullivan@lacity.org)